App. F. IX-4

1940
193 .
( )
Courts

File No. 82-40
Serial Nos. 1-2

Previous References

Later References.

GENERAL AND REVENUE SECRETARIAT.

Serial Nos. Two only

Part B for October 1940.

SUBJECT.

Procedure to be adopted on occasions on which the evidence of witnesses in Burma is required

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General and Revenue
Secretariat

Cls File No. 82 of 1940. [App. F. III-2

Serial No.	
~~From~~	From
	The Secretary to the Hon'ble the Resident.
	No R. J. 665-40/Judl Dt 24.9.40

Requests that action may be taken by the Govt of Mysore to see that Courts in Mysore should issue Letters of Request and not Commissions when the evidence of Witnesses in Burma are required.

If approved a copy of the Residency letter may be sent to the High Court for issuing necessary instructions to the Subordinate Courts in the State.

A draft is also put up

CPR
2/10

May be approved
Law Secretary)
3
5/10

I Member) -

8/10/40

The reply to this communication should be addressed to the Secretary to the Resident in Mysore, Bangalore, by designation and not by name.

CY. LAW DEPT
23 SEP. 1940
GOVT OF MYSORE

319

FROM

THE SECRETARY TO THE HON'BLE THE RESIDENT IN MYSORE.

TO

The Secretary to the Government of
His Highness the Maharaja of Mysore,
Law Department, Bangalore.

Dated Bangalore, the 24th September 1940.

SIR,

I am directed to say that it has been pointed out by the Registrar of the High Court of Judicature at Rangoon that certain Courts in Indian States issue Commissions and not Letters of Request for the examination of witnesses in Burma, and the same irregularity committed by subordinate Courts in Burma is now being corrected by the High Court. They suggest that where the evidence of a witness residing in an Indian State is required, a Letter of Request should be issued by a Court in Burma, and the same procedure should be adopted by a Court in an Indian State which requires the evidence of a witness in Burma.

2. In the interests of uniformity I am to request such steps as are considered necessary may kindly be taken to secure that Courts in Mysore should issue Letters of Request and not Commissions when requiring the evidence of witnesses in Burma.

No P 1948 Cts 82-40-2 — 2
Encl / D 12.10.40

To

The Registrar

High Court of Mysore

Sir

I am directed to forward herewith copy of a letter No R7 665-40/Judl Dt 24.9.1940 from the Secretary to the Hon'ble the Resident in Mysore suggesting the procedure to be adopted on ~~cases~~ occasions on which the evidence of witnesses in Burma is required and to request that necessary instructions may kindly be issued to the subordinate Courts in the State to observe the procedure indicated in the Residency letter [illegible] [illegible] referred to above.

I have etc

GOVERNMENT OF HIS HIGHNESS THE MAHARAJA OF MYSORE

General and Revenue Secretariat

No. P1948/Genl

Bangalore, dated 12/10/40

/Ct 82-40-2

FROM

The Secretary to the Government of His Highness
the Maharaja of Mysore.
Law Department.

To

The Registrar,
High Court of Mysore.

Sir,

I am directed to forward herewith copy of a letter No.R.F.665-40/Judl dated 24th September 1940 from the Secretary to the Hon'ble the Resident in Mysore, suggesting the procedure to be adopted on occasions on which the evidence of witnesses in Burma is required and to request that necessary instructions may kindly be issued to the subordinate courts in the State to observe the procedure indicated in the Residency letter referred to above.

I have the honor to be,
Sir,
Your most obedient servant

For Secretary to Government
Law Department.